

08-18-04



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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/766,769	01/28/2004	Peter Heiligensetzer	71278

CONFIRMATION NO. 3236

FORMALITIES LETTER



OC000000013335625

000023872
MCGLEW & TUTTLE, PC
1 SCARBOROUGH STATION PLAZA
SCARBOROUGH, NY 10510-0827

Date Mailed: 07/26/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

DUE DATE: Sept. 26, 2004Items Required To Avoid Abandonment:

REVIEW E: _____

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

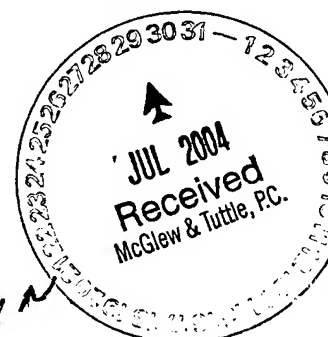
- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings must be reasonably free from erasures and must be free from alterations, overwriting, interlineations, folds, and copy marks. See Figure(s) 2.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

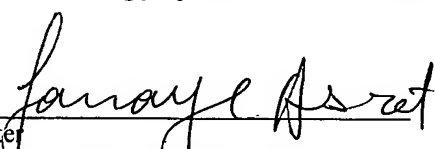
STATUTORY PERIOD
71278 NTFMP/Def.
EXPIRES Sept. 26, 2004 MN



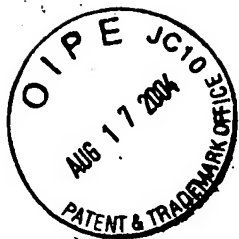
10766769
130410
08/19/2004 HARDELDT 00000144
01 FC:1051
130.00 DA

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
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*A copy of this notice **MUST** be returned with the reply.*


Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Attorney Docket: 71278
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : HEILIGENSETZER et al.
Serial No. : 10/766,769
Confirm. No. : 3236
Filed : January 28, 2004
For : METHOD FOR MONITORING...
Art Unit : 2858
Examiner : N/A
Dated : August 17, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO FILE MISSING PARTS
OF APPLICATION - FILING DATE GRANTED

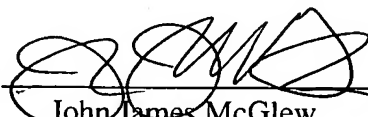
Sir:

In response to the Notice To File Missing Parts of Application - Filing Date
Granted, mailed on July 26, 2004 please find enclosed the executed inventor(s)
Declaration with a Request to Charge Deposit Account.

We trust that this matter is in order, but if there is any further action
required please advise us immediately.

Respectfully submitted
for Applicant(s)

By:


John James McGlew
Registration No. 31,903

JJM:jms
71278.8

Enc.: Executed Declaration
Copy of Notice to File Missing Parts
Request to Charge Deposit Account

DATED: August 17, 2004
SCARBOROUGH STATION
SCARBOROUGH, NEW YORK 10510-0827
(914) 941-5600

SHOULD ANY OTHER FEE BE REQUIRED, THE PATENT AND
TRADEMARK OFFICE IS HEREBY REQUESTED TO CHARGE SUCH FEE
TO OUR DEPOSIT ACCOUNT 13-0410.

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS EXPRESS
MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR
PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, NO.
EV436439815US.

McGLEW AND TUTTLE, P.C., SCARBOROUGH STATION,
SCARBOROUGH, NY 10510

BY:  DATE: August 17, 2004